GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Police - Disciplinary action against Sri Naseer Mohammad, [f] S.I. of Police, A.P.T.PS, Eluru, and retired from service on 30.04.2017 - Charges framed – drop further action under Rule-9 of APRP Rules-1980 - Orders - Issued.

HOME (SERVICES-II) DEPARTMENT

G.O.RT.No. 482 Dated: 27-05-2020.
READ:

From the Director General of Police, Andhra Pradesh, Mangalagiri, Lr.Rc.No. 1061/T1/2019, Dated: 07.11.2019.

@@@

O R D E R :-

In the reference read above, the Director General of Police, AP, has stated that the Deputy Inspector General of Police, Eluru Range, Eluru, vide letter, dated.26-09-2019 has stated that Sri Naseer Mohammad, [f] S.I. of Police, A.P.T.PS, Eluru, and retired from service on superannuation on 30.04.2017 was handed up on a Major PR under Rule-20 of A.P. Civil Services [CC&A] Rules, 1991 vide Memorandum Charge, dated.18.01.2016 for the following delinquency:

Charge:

"Exhibited gross misconduct in harassing and demanding for additional dowry of Rs.25.00 Lakhs from his daughter-in-law, when she expressed her incapability to bring additional dowry, he used to instigate his son to harass her mentally and physically and compelled to fulfill their demand for obtaining additional dowry from her parents and thereby involved as Accused [A2] in a Case in Cr.No.314/2013 u/ s 498 [A] IPC and Sec.3 &4 of Dowry Prohibition Act of IV Town P.S., Visakhapatnam City and thereby violated Rule-3 of A. P.C. S. [Conduct] Rules, 1964".

2. The Court of I-Additional Chief Metropolitian Magistrate, Visakhapatnam vide Judgement dated.24-10-2018 in Calendar Case No.1156/2013 issued the following orders:

The PW-1 is the victim in the case in Cr.No.314/2013 u/s 498 [A] 1PC and Sec.3 & 4 of Dowry Prohibition Act of IV Town P.S., Visakhapatnam City had completely turned hostile. There is no lota of evidence on behalf of prosecution to show that PW-1 was subjected to harassment by accused both mentally and physically for additional dowry. Therefore, there is no ample evidence on behalf of prosecution for the charged offences.

In such circumstances, the prosecution failed to produce sufficient evidence against the accused to prove their guilt for the charged offences. Hence, accused No.1 to 3 are entitled for acquittal for the charged offences. In the result, the A.O.1 to 3 were found not guilty for the charged offences punishable u/s 498 [A] IPC and Secs.3 & 4 of D.P. Act and accordingly, the accused were acquitted u/s 248 [1] Cr.PC for the said offences.

3. Initially the Deputy Superintendent of Police, DSB-2, Rajamahendravam, who was appointed as Inquiring Authority. On his transfer, the Additional Superintendent of Police [Operations], East Godavari district, who was appointed as Inquiring Authority on 22.02.2019, resumed the Oral Enquiry where it was stopped by the previous Inquiry Authority and conducted the Oral Enquiry against the SI and submitted Minutes on 23.07.2019 holding the Charge leveled against the Charged Officer "Not Proved".

P.T.O.

4. Agreeing with the findings of the Inquiry Officer, the DIG, Eluru Range, has sent the OEPR initiated against Sri Naseer Mohammad, [f] SI of Police, A.P.T.PS, Eluru, retired from service on 30.04.2017, to Government for disposal under Rule-9 of A.P. Revised Pension Rules, 1980, as the Government is competent authority to dispose the OEPR of the retired Government employees.

5. Government, after careful examination of the report of the Inquiry Authority and keeping in view of the orders of Court of I-Additional Chief Metropolitian Magistrate, Visakhapatnam vide Judgement dated.24-10-2018 in Calendar Case No.1156/2013, hereby "**Drop Further Action"** against Sri Naseer Mohammad, [f] S.I. of Police, A.P.T.PS, Eluru, and retired from service on 30.04.2017.

6. The Director General of Police, Andhra Pradesh is requested to take necessary further action in the matter accordingly. The records received through the letter are returned herewith and receipt of the same should be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

KUMAR VISHWAJEET
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General of Police, Andhra Pradesh, Mangalagiri (we- Records in original)
The Accountant General of Andhra Pradesh, Hyderabad.
The Director of Treasuries & Accounts, Ibrahimpatnam, Krishna District.
The Deputy Inspector General of Police, Eluru Range.
The individual through the Director General of Police, Mangalagiri.
SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER